



DEPARTMENT OF COMMERCE

International Trade Administration

[C-570-089]

Certain Steel Racks from the People's Republic of China: Rescission of Countervailing Duty Administrative Review; 2018-2019

AGENCY: Enforcement and Compliance, International Trade Administration, Department of Commerce.

SUMMARY: The Department of Commerce (Commerce) is rescinding the administrative review of the countervailing duty order on certain steel racks (steel racks) from the People's Republic of China (China) for the period December 3, 2018, through December 31, 2019, based on the timely withdrawal of the request for review.

DATES: Applicable [INSERT DATE OF PUBLICATION IN THE *FEDERAL REGISTER*].

FOR FURTHER INFORMATION CONTACT: Stephen Bailey, AD/CVD Operations, Office IV, Enforcement and Compliance, International Trade Administration, U.S. Department of Commerce, 1401 Constitution Avenue, NW, Washington, DC 20230; telephone: (202) 482-0193.

Background

On September 1, 2020, Commerce published in the *Federal Register* a notice of opportunity to request an administrative review of the countervailing duty order on steel racks from China for the period December 3, 2018, through December 31, 2019.¹ On September 30, 2020, Nanjing Dongsheng Shelf Manufacturing Co., Ltd. (Dongsheng), filed a timely request for review, in accordance with section 751(a) of the Tariff Act of 1930, as amended (the Act), and 19 CFR 351.213(b).² Pursuant to this request and in accordance with section 751(a) of the Act

¹ See *Antidumping or Countervailing Duty Order, Finding, or Suspended Investigation; Opportunity to Request Administrative Review*, 85 FR 54349 (September 1, 2020).

² See Letter from Dongsheng, "Steel Racks from the People's Republic of China – Request for Administrative Review," dated September 30, 2020.

and 19 CFR 351.221(c)(1)(i), we initiated an administrative review of Dongsheng.³ No other requests for review were received. On November 17, 2020, Dongsheng timely withdrew its request for an administrative review.⁴

Rescission of Review

Pursuant to 19 CFR 351.213(d)(1), the Secretary will rescind an administrative review, in whole or in part, if the party that requested the review withdraws the request within 90 days of the date of publication of the notice of initiation of the requested review. As noted above, Dongsheng, the only party to file a request for review, withdrew this request by the 90-day deadline. Accordingly, we are rescinding, in its entirety, the administrative review of the countervailing duty order on steel racks from China covering the period December 3, 2018, through December 31, 2019.

Assessment

Commerce intends to instruct U.S. Customs and Border Protection (CBP) to assess countervailing duties on all appropriate entries of steel racks from China. Countervailing duties shall be assessed at rates equal to the cash deposit of estimated countervailing duties required at the time of entry, or withdrawal from warehouse, for consumption, in accordance with 19 CFR 351.212(c)(1)(i). Commerce intends to issue appropriate assessment instructions to CBP 15 days after the date of publication of this notice in the *Federal Register*.

Notification to Importers

This notice serves as a reminder to importers of their responsibility under 19 CFR 351.402(f)(2) to file a certificate regarding the reimbursement of countervailing duties prior to liquidation of the relevant entries during this review period. Failure to comply with this requirement could result in the presumption that reimbursement of countervailing duties occurred and the subsequent assessment of doubled countervailing duties.

³ See *Initiation of Antidumping and Countervailing Duty Administrative Reviews*, 85 FR 68840 (October 30, 2020).

⁴ See Letter from Dongsheng, “Steel Racks from the People’s Republic of China – Withdrawal of Request for Administrative Review,” dated November 17, 2020.

Notification Regarding Administrative Protective Orders

This notice also serves as a reminder to all parties subject to administrative protective order (APO) of their responsibility concerning the disposition of proprietary information disclosed under APO in accordance with 19 CFR 351.305. Timely written notification of the return/destruction of APO materials or conversion to judicial protective order is hereby requested. Failure to comply with the regulations and terms of an APO is a violation which is subject to sanction.

This notice is issued and published in accordance with sections 751(a)(1) and 777(i)(1) of the Act, and 19 CFR 351.213(d)(4).

Dated: December 1, 2020.

James Maeder,
Deputy Assistant Secretary
for Antidumping and Countervailing Duty Operations.

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